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Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

September 30, 2003

Attorney Docket No.: 08935-284001

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Presented for filing is a new original patent application of:

Applicant: FRED J. BERKOWITZ, BRYAN HESSE AND JAROSLAV JANIK

Title: BATTERIES

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	8
Claims	7
Abstract	1
Declaration	[To be Filed at a Later Date]
Drawing(s)	10

Enclosures:

- Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
- Postcard.

Basic filing fee	\$750
Total claims in excess of 20 times \$18	\$432
Independent claims in excess of 3 times \$84	\$504
Fee for multiple dependent claims	\$0
Total filing fee:	\$1686

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (617) 542-5070.

CERTIFICATE OF MAILING BY EXPRESS MAIL

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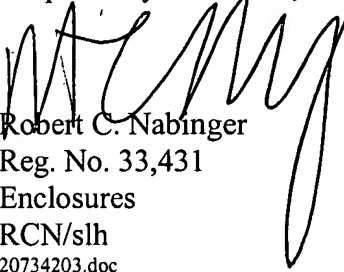
Kindly acknowledge receipt of this application by returning the enclosed postcard.

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Respectfully submitted,

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Robert C. Nabinger

Reg. No. 33,431

Enclosures

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**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor Fred J. Berkowitz et al.

Title Batteries

Atty Docket Number 08935-284001

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

September 30, 2003

Date



Signature

Robert C. Nabinger

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to completed this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.